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IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOHN ARMSTRONG, et al.,
Plaintiffs,
v.
ARNOLD SCHWARZENEGGER, et al.,
Defendants.

) Case No. C 94 2307 CW
)
) **ORDER CONFIRMING UNDISPUTED**
) **BOARD OF PAROLE HEARINGS**
) **ATTORNEYS' FEES AND COSTS FOR**
) **THE FOURTH QUARTER OF 2007**

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On March 21, 2001, the District Court ordered all further fee and expense requests and disputes in the Board of Parole Hearing (BPH)¹ portion of the case shall be resolved through the periodic fee process established by this Court's March 26, 1997 order.

On March 26, 1997, the District Court established procedures by which plaintiffs are to collect periodic attorneys' fees and costs in this case in connection with their work monitoring defendants' compliance with the Court's Orders and collecting fees.

Pursuant to these procedures, plaintiffs delivered by overnight Federal Express their Fourth Quarterly Statement for 2007 to defendants on February 11, 2008. Defendants submitted their objections to plaintiffs' statement on March 19, 2008. The parties completed their meet and confer on April 4, 2008.

As a result of the April 4, 2008 agreement, the parties are able to agree to the payment of \$202,228.86 in fees and costs incurred during the Fourth Quarter of 2007. Attached hereto as

¹ The former Board of Prison Terms (BPT) was part of a state government reorganization effective July 1, 2005, and is now known as the Board of Parole Hearings (BPH).

1 Exhibit A are charts setting forth the undisputed fees and costs due and owing for the Fourth
2 Quarter of 2007 which are collectable forty-five days from the entry of this Order.

3 IT IS HEREBY ORDERED that plaintiffs' fees and costs of \$202,228.86, plus interest, are
4 due and collectable as of forty-five days from the date of entry of this Order. Interest on these fees
5 and costs will run from March 13, 2008 accruing at the rate provided by 28 U.S.C. section 1961.

6 IT IS SO ORDERED.

7 4/14/08



8 Dated: _____

9 Claudia Wilken
10 United States District Judge

11 APPROVED AS TO FORM:

12
13 /S/ Jennifer Nygaard

DATED: April 9, 2008

14 Jennifer Nygaard
15 Deputy Attorney General
16 Attorney for Defendants

17 /S/ Holly M. Baldwin

DATED: April 4, 2008

18 Holly M. Baldwin
19 Rosen, Bien & Galvan, LLP
20 Attorneys for Plaintiffs
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